

Dkt. No. 96700/1023

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Seetharama A. Acharya and Belur N. Manjula
Appl. No. : 10/538,976
I.A. Filing Date : December 18, 2003
For : MODIFIED HEMOGLOBIN AND METHODS OF MAKING SAME
Customer No. : 1912
Confirmation No. : 6788

COMMUNICATION IN RESPONSE TO NOVEMBER 14, 2005
NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371

via Express Mail
EL 996375801 US

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

"Express Mail" mailing label no.	EL 996375801 US
Date of Deposit:	December 5, 2005
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Name:	Joycelyn Giles Fenty
Signature:	<i>Joycelyn Giles Fenty</i>

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 dated November 14, 2005, enclosed are the following:

1. a copy of the November 14, 2005 Notification of Missing Requirements (2 pages, Exhibit 1);
2. two Powers of Attorney executed by the inventors for the above-identified application (2 pages, Exhibit 2);
3. a Declaration for Utility or Design Patent Application executed by the inventors for the above-identified application (2 pages, Exhibit 3);
4. a check for \$130.00 to cover the surcharge fee; and
5. a return receipt postcard.

12/12/2005 GFREY1 00000162 10538976

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Page 2 of 2

A response to the Notification of Missing Requirements is due January 14, 2005. Accordingly, this response is timely filed.

Authorization is hereby given to charge any deficiency or credit any overpayment, or charge any additional fees necessary to preserve the pendency of the subject application to Deposit Account No. 01-1785.

Respectfully submitted,

AMSTER, ROTHSTEIN & EBENSTEIN LLP
Attorneys for Applicants
90 Park Avenue
New York, New York 10016
(212) 336-8000

Dated: December 5, 2005
New York, New York

By: 

Craig J. Arnold
Registration No. 34,287



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
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 Alexandria, Virginia 22313-1450
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/538,976	Seetharama A Acharya	96700/1023

INTERNATIONAL APPLICATION NO.

PCT/US03/40407

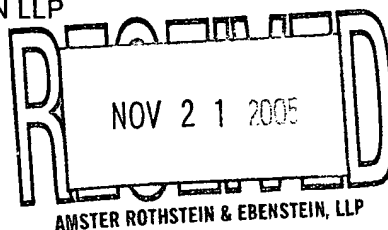
I.A. FILING DATE	PRIORITY DATE
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12/18/2003

12/23/2002

1912

AMSTER, ROTHSTEIN & EBENSTEIN LLP
 90 PARK AVENUE
 NEW YORK, NY 10016



CONFIRMATION NO. 6788

371 FORMALITIES LETTER



OC000000017431036

Date Mailed: 11/14/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 06/14/2005
- Copy of the International Search Report filed on 06/14/2005
- Copy of IPE Report filed on 06/14/2005
- Preliminary Amendments filed on 06/14/2005
- Information Disclosure Statements filed on 06/14/2005
- U.S. Basic National Fees filed on 06/14/2005
- Priority Documents filed on 06/14/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

KAREN M WILLIAMS

Telephone: (703) 308-9140 EXT 213

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/538,976	PCT/US03/40407	96700/1023